

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Koji Yamaya, et al.	Examiner:	Matthew John Kasztejna
Serial No:	10/721,518	Art Unit:	3739
Filed:	November 25, 2003	Docket:	17280
For:	ENDOSCOPE APPARATUS	Dated:	August 2, 2007
Conf. No.:	5316		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER TO EXAMINER

Sir:

In response to the Final Official Action dated March 26, 2007, Applicant's submitted a response under 37 C.F.R. § 1.116 on June 26, 2007 by facsimile. Applicants received an auto-reply facsimile transmission from the patent office acknowledging receipt of such response. Copies of the response filed by applicants and the auto-reply facsimile transmission received from the patent office are enclosed herewith.

CERTIFICATE OF ELECTRONIC FILING

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Dated: August 2, 2007



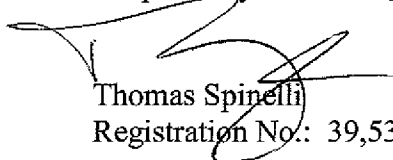
Thomas Spinelli

In anticipation of filing a Notice of Appeal, the undersigned checked the USPTO's PAIR system to determine if such a Notice of Appeal would be necessary. Instead, the undersigned noticed that the response filed by Applicants on June 26, 2007 was never processed or entered into the record for the present application.

Thus, the undersigned contacted the Examiner who recommended that Applicants submit a copy of the previously filed response (with the original date of submission) as well as a copy of the auto reply facsimile transmission received from the patent office.

In light of the above, Applicants respectfully request that the previously filed response be entered into the record and considered as if it were received by the patent office on June 26, 2007.

Respectfully submitted,

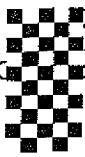


Thomas Spinelli
Registration No.: 39,533

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza, Suite 300
Garden City, New York 11530
(516) 742-4343

TS:cm

Enclosures (Copy of Response Under 37 C.F.R. §1.116 filed on June 26, 2007 and
Copy of Auto Reply Facsimile Transmission Received From Patent Office)



To reply fax to 516 742 4366 COMPANY:

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 516 742 4366

Fax Information

Date Received:

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Jun. 26. 2007 5:04 PM

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**SCULLY, SCOTT, MURPHY
& PRESSER, P.C.**

Fax

To: Examiner Matthew John Kasztejna Art Unit: 3739	From: Thomas Spiselli, Esq. Registration No.: 39,533
Fax: 571-273-8300	Pages: 11
Phone: 571-272-6066	Date: June 26, 2007
Re: USSN: 10/721,518 Our Docket: 17280	CC:

RESPONSE TO FINAL OFFICE ACTION

The following is being filed with the U.S. Patent and Trademark Office via facsimile on June 26, 2007:

1. Response Under 37 C.F.R. § 1.116 W/Transmittal in Duplicate
2. Certificate of Transmission Under 37 C.F.R. 1.8

Applicant: Koji Yamaya, et al.
Serial No.: 11/721,518
For: ENDOSCOPE APPARATUS
Filed: November 25 2003
Docket: 17280
Date: June 26, 2007
TS:am

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**SCULLY, SCOTT, MURPHY
& PRESSER, P.C.**

Fax

To: Examiner Matthew John Kaszajna Att Unit: 3739	From: Thomas Spinelis, Esq. Registration No.: 38,533
Fax: 571-273-8300	Pages: 11
Phone: 571-272-8086	Date: June 26, 2007
Re: USPat: 10/721,518 Our Docket: 17280	CC:

RESPONSE TO FINAL OFFICE ACTION

The following is being filed with the U.S. Patent and Trademark Office via facsimile on June 28, 2007:

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2. Certificate of Transmission Under 37 C.F.R. 1.8

Applicant: Koji Yamaya, et al.
Serial No.: 10/721,518
For: ENDOSCOPE APPARATUS
Filed: November 25 2003
Docket: 17280
Dated: June 28, 2007
TSon

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Doc Code:

PTO/SB/97 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

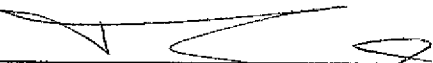
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AMENDMENT TRANSMITTAL LETTER (Large Entity)Applicant(s): **Koji Yamaya, et al.**

Docket No.

17280

Application No.

10/721,518

Filing Date

November 25, 2003

Examiner

Matthew John Kasztejna

Customer No.

23389

Group Art Unit

3739

Confirmation No.

5316Invention: **ENDOSCOPE APPARATUS****COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	2 -	4 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____
- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account **19-1013/SSMP**
- ☐ Any additional filing fees required under 37 C.F.R. 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.
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Signature

Thomas Spinelli

Registration No.: **39,533**Dated: **June 26, 2007**

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AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Koji Yamaya, et al.

Docket No.

17280

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/721,518	November 25, 2003	Matthew John Kasztejna	23389	3739	5316

Invention: ENDOSCOPE APPARATUS

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

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	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	2 -	4 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

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Dated: June 26, 2007

Signature

Thomas Spinelli
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